

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

IN RE: NATIONAL PRESCRIPTION OPIATE LITIGATION	Case No. 1:17-MD-2804
<i>APPLIES TO ALL CASES</i>	Hon. Dan. A. Polster

**NOTICE OF FILING UNREDACTED AND/OR LESS REDACTED
PLAINTIFFS' MEMORANDUM IN OPPOSITION TO
NON-RICO SMALL DISTRIBUTORS' MOTION FOR SUMMARY JUDGMENT
BASED ON THEIR *DE MINIMIS* STATUS and RELATED EXHIBITS**

Plaintiffs hereby provide notice of, and file into the public record, the attached unredacted and/or less redacted pre-trial brief and exhibits. Pursuant to the Order Regarding Redacting and Sealing of Documents (Doc. No. 2909), various confidentiality rulings, meet and confers between Plaintiffs, Defendants and third parties, and/or the resulting withdrawal of confidentiality designations, the attached previously redacted materials are hereby publicly filed as unredacted or less redacted. In the interest of clarity and completeness, Plaintiffs hereby re-refile the related brief (even if not previously redacted) and less redacted or unredacted exhibits attached hereto. Finally, for tracking and/or cross-referencing purposes, the below chart lists the original filing events related to the documents that are being filed, their prior ECF numbers, and the prior and present state of redactions.

Document Title	Ex. #	Prior Public ECF No.	Prior Redactions	Current Redactions
Plaintiffs' Opposition to Non-RICO Small Distributors' Motion for Summary Judgment Based on Their <i>De Minimis</i> Status (PSJ9)		2201	Yes	Fewer

Expert report of C. McCann, Appendix 9, charts detailing shipments made to Summit and Cuyahoga Counties	1	2306	Under seal	None now
Expert report of C. McCann, Appendix 10, charts detailing shipments made to Summit and Cuyahoga Counties	3	2306-2	Under seal	None now
Internal Report/Notes: Suspicious Order Monitoring System Anda_Opioids_MDL_0000056015	10	2306-9	Yes	Fewer
Anda Document: 2012 Business Overview Anda_Opioids_MDL_0000111939	12	2306-11	Yes	Fewer
Plaintiffs' Responses to the Amended and Clarified Discovery Ruling 12 Supplemental Interrogatory Issued to Plaintiffs	15	2306-14	Yes	Fewer
Deposition Transcript - W. Versosky, December 7, 2018	16	2306-15	Yes	Fewer
Email - From Brian Witte to Mark Falkin (and others), December 1, 2009, Subject: Re: PRODUCT UPDATE: Re-launch of Generic Oxycontin CR from Actavis Anda_Opioids_MDL_0000634359	27	2306-26	Under seal	None now
Deposition Transcript Excerpt - M. DiBello, February 19, 2019	28	2306-27	Yes	None now
Deposition Transcript Excerpt - S. Tejada, April 2, 2019	30	2307	Yes	None now
Deposition Transcript Excerpt - T. Steffanie-Oak, March 11, 2019	31	2307-1	Yes	None now
HD Smith Document: SOP for Controlled Substance Order Monitoring Program, May 7, 2008 HDS_MDL_00185721	35	2307-5	Yes	None now
Email - From George Euson to Ed Brewton (and others), May 21, 2008, Subject: CSOMP enhancements HDS_MDL_00171736	36	2307-6	Yes	None now
Email - From Lori Kirbach to Ronda Folkerts (and others), November 30,	37	2307-7	Yes	None now

2009, Subject: The Medicine Shoppe Taylorville 10109411 HDS_MDL_00185888				
HD Smith Document: Meeting Minutes, CSOMP, August 3, 2016 HDS_MDL_00438407	38	2307-8	Yes	None now
Email - From Douglas Robinson to P. Little (and others), February 3, 2009, Subject: Re: Fw: 01-30-2009 HDS_MDL_00332594	39	2307-9	Yes	None now
Email - From Jeannie Santos to Jennifer Corbett, July 14, 2010, Subject: Re: Todt Hill Pharmacy Inc. 51503810 HDS_MDL_00193305	40	2307-10	Yes	None now
Internal Report/Notes: CSOMP Fixes and Modifications Required, February 18, 2015 HDS_MDL_00408717	41	2307-11	Yes	None now
Suspicious Order Reporting Form HDS_MDL_00193790	42	2307-12	Yes	None now
Email - From T. Hernandez to Debbie Komorowski, March 18, 2015, Subject: Re: Questions: FUSION WebEx HDS_MDL_00408622	43	2307-13	Yes	None now
Email - From George Euson to Top Twitty (and others), September 28, 2007, Subject: FW: Stopped sales of controlled substances with Attachment HDS_MDL_00136622	46	2307-16	Yes	None now
Email - From George Euson to David Du Ross (and others), May 7, 2009, Subject: CSOMP HDS_MDL_00178075	47	2307-17	Yes	None now
HD Smith Document: 2014 Operating Plan, Compliance and Security Department, March 27, 2013 HDS_MDL_00387737	48	2307-18	Yes	None now

Email - From PJ Vandermeersch to Tom Twitty (and others), October 11, 2013, Subject: Update on CSOMP and DEA Item Audit Report HDS_MDL_00394078	49	2307-19	Yes	None now
Email - From Durga Jarugula to Kyle Rieger (and others), July 9, 2014, Subject: RE: CSOMP Problem HDS_MDL_00401985	50	2307-20	Yes	None now
Email - From George Euson to Lori Kirbach, April 5, 2010, Subject: Re: Church Square Pharmacy 14000768 HDS_MDL_00091981	52	2307-22	Yes	None now
HD Smith Document: Order limits at Church Square Pharmacy, April 8, 2010 HDS_MDL_00006276	53	2307-23	Yes	None now
Email - From George Euson to Lori Kirbach (and others), March 30, 2010, Subject: Re: Fw: Church Square Pharmacy HDS_MDL_00038924	54	2307-24	Yes	None now
Prescription Supply Document: Controlled Substances Policy and Procedures. PSI0000653	55	2307-25	Yes	None now

Dated: December 17, 2019

Respectfully submitted,

/s/ Anthony D. Irpino

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 17th day of December, 2019, I have electronically filed the foregoing with the Clerk of Court using the CM/ECF System. Copies will be served upon counsel of record by, and may be obtained through, the Court's CM/ECF System.

/s/ Anthony D. Irpino
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